

To Advertisers & the Public:

THE DAILY BRITISH COLONIST, published every morning (Sundays excepted), is the largest and most widely circulated journal in Her Majesty's Colonies on the Pacific. Resident Subscribers may have the same left at their residence at 25 cents per week, by forwarding their address at the Office of Publication. **THE WEEKLY BRITISH COLONIST**, published every Tuesday, will be mailed or left at the residence of Subscribers, ready for mailing, at 50 cents per copy, payable in advance on San Francisco prices.

JOB PRINTING.
THE BRITISH COLONIST has a large addition to their stock of new and beautiful printing types, will execute orders in any extent with neatness and dispatch, at a slight advance on San Francisco prices.

BIRTHS, DEATHS, AND MARRIAGES.
In future all notices of Births, Deaths, and Marriages intended for insertion in this paper must be prepaid at the following rates: For Births and Deaths, \$1.00; for Deaths, \$1.00, with funeral notice \$1.50.

DEBTOR AND CREDITOR.
It would seem that, after all, we are to have imprisonment for debt abolished. The Attorney General's bill passed its second reading in the Council yesterday. That bill is similar to the one in British Columbia, and is denounced by the Chief Justice as ambiguous, crude and unintelligible. It is not likely, therefore, it will pass in its present shape. The honorable member will scarcely persuade the Lower House, however effectually he may the Upper, that because British Columbia has a bad bill we of Vancouver Island, in view of union, should have a bad bill too. Mr. Denness' measure is much more acceptable. It is more liberal and better adapted to the wants of the country. The member for Salt Spring does not admit of any claim against the body for money due. If the debtor does not pay, his chattels or assets may be seized, but he himself cannot be interfered with. This brings the matter down to the principle maintained by political economists—that the debtor as a debtor cannot be a criminal, or, at least, punishable by incarceration. If he attempts a fraud he is in the same position as any other person who comes under the force of the criminal law. If a man obtains money under false pretences, it is not because he is due his victim a certain sum that he is imprisoned, but because he has practised a fraud. This then is, or at least should be, the foundation of any law that regulates the relations of debtor and creditor.

Mr. Denness proposes to abolish two things that have worked no end of mischief in the colony of Vancouver Island.—the *capias ad respondendum*—a writ issuing to take the defendant for the purpose of making him answerable to the plaintiff,—and the *capias ad satisfaciendum*—a writ of execution after judgment, empowering the officer to take and detain the body of the defendant until satisfaction be made to the plaintiff. These two writs have done more, we firmly believe, to depopulate the colony than any other thing that can be thought of. The very dread of incarceration has made hundreds, who were in temporary difficulties, fly the country. This the Speaker of the House does not seem to believe, or if he admits the statement at all, qualifies it by what we conceive to be the gratuitous assertion that these people were but little profit to the colony when in it. The slight or ignorant man, like the person with the single talent, keeps his dollars, as it were, hid in the ground, and for all the benefit which he confers on the country might as well be a chimpanzee. And yet this is the sort of population that some members of both Houses of Legislature are striving to encourage to the exclusion of all others. This is the sort of man who seem in Dr. Helmecken's eyes to be profitable because they don't get into debt; and because they don't have to run away.

In yesterday's debate in the Legislative Council we saw some of the erroneous theories of the Speaker adduced by his brother presiding officer of the Upper House. The Chief Justice opposes the abolition of imprisonment for debt on the ground that it is not required—that the present system works well. Like Dr. Helmecken, he tells us that there are very few people imprisoned, and that the evils of the law are greatly exaggerated. Unfortunately, like the Speaker of the House, the Chief Justice overlooks the by no means insignificant fact that people I have an instinctive aversion to being imprisoned—that they abhor arrest; and that they will always take the choice of two evils, and in preference to involuntary confinement in American parlance, skeddaddo. The fact of but six imprisonment for debt cases coming up before the Chief Justice in his two months' experience is about as relevant a proof of the harmlessness of the present law courts, as the few convictions in the law courts of Idaho are of the rarity of crime in that exemplary territory. If the learned gentleman had shown that there were few people who ran away because they could not pay their debts, and few people deterred from enterprises because of the personal danger of failure, he would have made out something like a case; but as he could not do this his opposition was fruitless. We believe Chief Justice Neidham to be a valuable acquisition to the colony; we admire him on the bench, and have the sincerest respect for his decision as a judge, and his opinion as a lawyer; but he will allow us to state, with all due deference, that he has something yet to learn in colonial political economy. When he shall have resided in Vancouver Island another twelve months we feel bound to say he will talk differently. He will see that, apart from the injustice of imprisoning a man because he is unfortunate enough to be unable to meet his liabilities, it is impolitic; that it damages the country in the eyes of the people of the neighboring Republic, the only source from which we are likely to obtain, for some time at least, an increase to our population and our wealth. The fact is Vancouver Island has been made a veritable scare-crow on the Pacific. It is needless to say she cannot afford to occupy this rather unprofitable position. She cannot, in fact, afford to be behind her more progressive neighbors. The Chief Justice will see all this by and by. He will see besides that the law, as it at present stands, catches only the honest man and allows the dishonest one to escape. Even the writ of *exeat regno* in nine cases out of ten, takes hold of the man who has no wish to defraud, and allows the guilty party to get away. The

windler keeps his counsel, goes quietly on board the steamer at the last moment, and before the writ can be obtained is far beyond the reach of the sheriff or bailiff; while the honest man speaks carelessly of his intention of leaving, and enables the creditor without difficulty to make out the necessary affidavits and obtain the writ. The whole law is indeed from beginning to end a great blunder and a gross injustice, and the sooner it is blotted from existence the better for all concerned—for the creditor as well as the debtor.

NEW ADVERTISEMENTS.
Hear Land o' Clams and Brither Scots,
Frae Clover Point to Queen Charlotte's.

If you want a glass of fine Brandy;
If you want a glass of fine Whisky;
If you want a glass of fine "Bunster";
If you want a glass of fine Porter;
If you want to be waited on by a Lady;
Then make "tracks" for the

ROYAL EXCHANGE,
FORT STREET.
Where you can find the above "fixings" dispensed with civility and attention.
TOM & JERRELL and other delectable confections.
def 1m. WILLIAM W. GIBBS, Proprietor.

REMOVAL.
W. Newbury,
SADDLER,
—AND—
HARNESS-MAKER
TAKEN THIS OPPORTUNITY OF
thanking the numerous customers for their liberal patronage, and begs to inform them that he has removed
HAS REMOVED
To more commodious premises, on the ground floor of the

COLONIST BUILDING
Government Street,
Where he respectfully solicits a continuance of their favor.
Country orders promptly executed. def 1m

ARCHD. MATHESON,
Accountant,
—AND—
General Agent.
OFFICE—in Copland's Brick Building, Barton street. def 1m

WANTED.
WANTED, WHERE A CHINESE MAN is kept as cook, a man to do general work in and out of doors, and a woman or girl to house-keep and to be with children; a man and his wife would suit.
Apply at the Attorney General's Office, Government street, or at his house, Ross Bay. def 1w2*

COKE:
THE PRICE OF COKE REDUCED
From One Dollar to
50 Cents per Barrel.
For sale at the GAS WORKS. def

FRENCH and SPANISH.
Mons. DEFFES, GRADUATE OF THE
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CHRIST CHURCH, VICTORIA
Conservation Services.
On THURSDAY NEXT, December 7, 1865, the CONSECRATION of the above Church will take place. Divine Service to commence at HALF-PAST TWO o'clock, P. M. The SERMON will be preached by the
Venerable Archdeacon Gilson, M. A.
After which a collection will be made in aid of the Enlargement Fund. def

A. GILMORE,
Merchant Tailor, Yates street, wishes to inform his friends and the public that he will commence, on Saturday, October 7th, to sell his entire stock of Clothing, Cloths, Cassimeres and Vestings at Cost, to close the business in the shortest time possible. Terms Cash. Also his new fireproof Brick Store and Fixtures, for sale cheap for Cash. def 1m

DO, PAPA!
Buy me a Musical Box,
AT
BAGNALL'S MUSIC STORE,
OCCIDENTAL BUILDING, FORT STREET. def

Coal! Coal!
COAL.

D. KAVANAGH & CO.
BIG TO IMPROVE THEIR NUMEROUS customers and the public that they have just received a large supply of

NANAIMO COAL.
And having made arrangements for a continuance of the same during the winter season, are enabled to execute all orders entrusted to them with

Punctuality and Dispatch.
BRIDGE WHARF, December 1st, 1865. def 1w

For Sale.
THE SCHOONER "INDIAN MAID,"
NOW UNDER CHARTER TO MR. H. Brodick, registered 60 tons burthen; the fastest schooner on the coast, clipper built. She will be sold cheap, as one of the owners wishes to go to England.
For further particulars apply at Mr. Buttler's, corner of New and Quadra streets. def 1m

UNDER TAKING.
THE UNDERSIGNED HAVING a complete stock on hand, is now prepared to execute any order thereon, on the shortest notice and on the most reasonable terms.
The Trade Supplied.
R. LEWIS,
Corner of Government and Broughton streets, def 1m

NEW ADVERTISEMENTS.
LIQUORS
We are instructed to clear,
WITHOUT RESERVE,
AT OUR ROOMS,
Fort Street near Wharf,
—ON—
Most Liberal Terms!

The following
LIQUORS!
9 qr casks Hennessy Brandy;
7 qr " Martell do
6 qr " United Vineyard Proprietors do;
40 cases Swaine Board & Co's Old Tom;
65 cases George Sayers & Co's Cognac;
25 cases Campbelltown Whisky;
3 punch Jamaica Rum, 35 c. p.
5 qr casks Stuart's Islay Whisky;
3 hhds and 2 qr casks fine old Port;
20 hhds Tennant's Ale;
25 cases Tennant's Porter, quarts;
3 qr casks fine Amontillado Sherry;
30 cases three diamond Port Wine;
16 cases Club Sherry;
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AT OUR ROOMS,
Fort Street near Wharf,
—ON—
Most Liberal Terms!

The following
LIQUORS!
9 qr casks Hennessy Brandy;
7 qr " Martell do
6 qr " United Vineyard Proprietors do;
40 cases Swaine Board & Co's Old Tom;
65 cases George Sayers & Co's Cognac;
25 cases Campbelltown Whisky;
3 punch Jamaica Rum, 35 c. p.
5 qr casks Stuart's Islay Whisky;
3 hhds and 2 qr casks fine old Port;
20 hhds Tennant's Ale;
25 cases Tennant's Porter, quarts;
3 qr casks fine Amontillado Sherry;
30 cases three diamond Port Wine;
16 cases Club Sherry;
20 cases Jacquesson Champagne;
10 qr casks Swaine Board Old Tom;
Etc. Etc. Etc.

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